

PLAINTIFF <i>Everett G. Millum</i>	COURT CASE NUMBER <i>19cv130 RAW SPS</i>
DEFENDANT <i>James Yater</i>	TYPE OF PROCESS
SERVE NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN <i>James Yater</i>	
ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) <i>6888 E. 133<sup>rd</sup> Road Holdenville, OKLA. 74848</i>	
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW: <i>Everett G. Millum 5B779</i> <i>3200 S. Kiger Hwy</i> <i>Cushing Ok 74023</i>	
Number of process to be served with this Form - 285	
Number of parties to be served in this case	
Check for service on U.S.A.	

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Fold

RECEIVED  
U.S. MARSHAL  
EASTERN OKLA. DISTRICT  
2019 JUL 10 PM

Signature of Attorney or other Originator requesting service on behalf of: <i>Everett G. Millum</i>	<input type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER	DATE <i>7/2/19</i>
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process <i>1</i>	District of Origin No. <i>103</i>	District to Serve No. <i>103</i>	Signature of Authorized USMS Deputy or Clerk <i>MS</i>	Date <i>7/10/19</i>
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
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Address (complete only if different than shown above)	Date of Service <i>7/15/19</i>	Time <i>307</i> pm
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By *PATRICK KEANEY*  
Clerk, U.S. District Court

Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal of	Amount of Refund
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REMARKS:

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Oklahoma

EVERETT J. GILLUM

*Plaintiff*

v.

JAMES YATES, et al.,

*Defendant*

Civil Action No. CIV-19-130-RAW-SPS

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* James Yates, Warden  
6888 E. 133rd Road  
Holdenville, OK 74848

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Everett J. Gillum 513779  
Cimarron Correctional Facility  
3200 S Kings Hwy  
Cushing, OK 74023

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 07/10/2019

*Patrick Keaney*  
Patrick Keaney



AO 440 (Rev. 12/09) Summons in a Civil Action (Page 2)

Civil Action No. CIV-19-130-RAW-SPS

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* James Yates  
 was received by me on *(date)* 6<sup>th</sup> 7/15/19.

☒ I personally served the summons on the individual at *(place)* Davis CF  
 on *(date)* 7/15/19; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 7/15/19

Traci Goodson

*Server's signature*

Traci Goodson Security Clerk

*Printed name and title*

6888 E 133 Rd Hordenville OK

*Server's address*

Additional information regarding attempted service, etc:

74848